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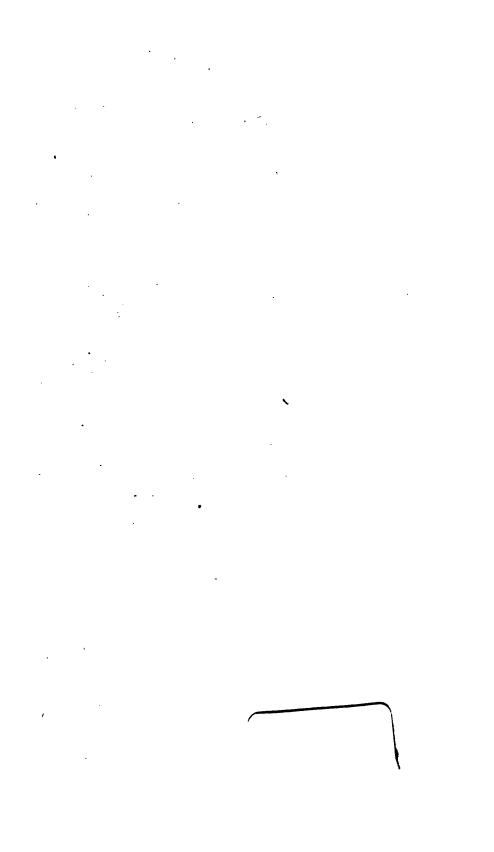
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RULES AND REGULATIONS

FOR THE GOVERNMENT

OF THE

MASSACHUSETTS

STATE-PRISON.

BY THE BOARD OF DIRECTORS.

WITH A DESCRIPTION OF THE EDIFICE, AN ACT OF THE LEGIS-LATURE ON THE SUBJECT, AND REMARKS ON THE PRESENT STATE OF THE INSTITUTION.

BOSTON, PRINTED BY J. BELCHER.

August 2, 1811.

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Massachusetts, State prison. INTRODUCTION.

DESCRIPTION

OF THE

MASSACHUSETTS STATE-PRISON.

 ${f T}$ he Massachusetts State-Prison, or Penetentiary, stands on the westernmost point of the peninsula of Charlestown, at Lynde's point, a pleasant and healthful spot, commanding a rich, variegated and extensive prospect. The wall which encloses it, is washed on the west and north by the tide waters. This building, erected in 1804-5, is two hundred feet long by forty-four wide. The two wings are each four stories, making thirty-eight feet in height; the centre five stories, or forty-six feet. The foundation is composed of rocks, averaging two tons in weight, laid in mortar. On this foundation is laid a tier of hewn stone, nine feet long, and twenty inches thick, forming the first floor. The outer walls are four, and the partition walls two feet thick. Each cell has two openings for the admission of air and light; each two feet in height and four inches wide All the joints of the wall are cramped with The doors on the basement story are made of solid wrought iron, each weighing from five to six hundred pounds. The entry is twelve feet wide, with two double iron doors, at each end of the two wings. This entry is arched with brick and covered with flat stones. The second story is like the first, except that the outer wall is but three and an half feet thick, and there is a grate at one end in place of a door. Part of this story is appropriated for an hospital. The third story is converted into rooms, with glazed windows, double grated with iron bars two inchess quare. The floor of the entry is composed of hewn stone fourteen feet long, weighing each from three to four tons. The fourth story is the same as the third, except that the cells are covered with large stones, the win-

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dows single grated, and the entry arched with brick. On the lower story are twenty-eight cells; on the second thirty; on the third and fourth are sixteen rooms in each: in the whole ninety. The middle, or keepers' apartment, is five stories high. The lower story is appropriated to the purposes of cookery; the second contains the Directors' and keepers' rooms; the third, fourth and fifth are lodging chambers. On the centre of the building is a cupola fifteen feet high, and eight in diameter, supported by eight columns with, arches. In this cupola is suspended an alarm bell, weighing five hundred pounds.

Competent judges pronounce this to be among the strongest, and best built prisons in the world. It has these advantages over other buildings of this kind, it can neither be set on fire by the prisoners, nor be undermined. The walls are built of hard flint stone, from six to fourteen feet long.

The yard is three hundred and seventy-five feet long by two hundred and sixty wide, encompassed by a stone wall five feet thick at bottom, three feet at top, and fifteen feet high. A workshop has been erected one hundred and twenty-two feet long, by twenty-five wide, two stories. In the upper story is a convenient chapel. At the northwest corner of the yard is a convenient bathing place, about thirty feet square and seven feet deep, which is filled and emptied by every flow and ebb of the tide, by means of a communication under the wall with the tide-waters without. On the northwest and northeast corners of the wall are watch-boxes, from which every part of the wall and yard may be inspected. The front yard, through which is the common entrance into the Prison, is temporally enclosed with pointed palisades twenty feet high. The Prison is accommodated with a wharf one hundred and forty feet long, sixty feet wide, which, at high tide, will admit vessels drawing nine feet water. Boats, from the Middlesex Canal, land wood and produce at this wharf.

The State purchased about five acres of ground, including extensive flats, for the accommodation of this institution. The expense of the Prison and outworks amount to about one hundred and seventy thousand dollars; and the work was conducted under the direction of his honour Edward H. Robbins, Charles Bulfinch, and Jonathan Hunnewell, Esquires, who were appointed agents for that purpose by the General Court.

COMMONWEALTH OF MASSACHUSETTS.

In the year of our Lord one thousand eight hundred and eleven.

AN ACT,

Providing for the Government and Regulation of the State Prison.

SECTION 1. BE it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, That criminals convict, sentenced to confinement to hard labour, for life or any other term, or to solitary imprisonment and hard labour, shall, and may be imprisoned, restrained, and employed in, and within the precincts of the State Prison, situate in Charlestown, in the county of Middlesex; and the Court before whom such conviction may be, are hereby authorized, and empowered by warrant under their seal, directed to the Warden of said Prison, to cause all such convicts, as soon as conveniently may be after sentence, to be removed from any gaol in the respective counties of the Commonwealth to the State Prison, and the said Warden, and all Sheriffs, and Keepers of the gaols, aforesaid, are hereby required strictly to observe and obey the directions contained in any such warrant: and it shall be the duty of the Clerk of any such Court to make out such warrant as soon as may be, and to deliver the same to the Sheriff of the county where such conviction may be, who is hereby directed to cause the same to be transmitted and delivered to said Warden, who shall by himself, or such person as he may appoint for that purpose, forthwith cause the same to be executed and returned, pursuant to the precept thereof.

SEC. 2. Be it further enacted, That it shall be the duty of said Warden to receive such persons as may be convicted before any court of the United States, at any term thereof, holden within this Commonwealth, and sentenced to confinement and hard labour by any such court, and all such convicts safely to keep, pursuant to their sentence, until they shall be discharged by due course of the laws of the United States.

SEC. 3. Be it further enacted, That the Governor, by and with the advice and consent of the Council, be and hereby is authorized to appoint and commission, during pleasure, a suitable person as Warden of said Prison, who shall have the care, custody, rule and charge of the same, and of all persons confined therein, and of all lands, buildings, machines, implements, tools, materials, seek and provisions, appurtenant or belonging to the same, or the precincts thereof. And it shall be his duty to serve, execute and return all process within the precincts of said Prison, and such process shall be directed to him accordingly. And he shall also be commander of the military force for guarding said Prison. And he shall be Treasurer of said Prison, and receive, pay out and be accountable for all the money granted for maintaining the same, or derived from manufactures, and all other concerns of the Prison; and he shall cause regular entries to be made by the Clerk, in the books of the Prison, of all the pecuniary and other necessary concerns of the establishment; and it shall be his duty twice a year and at the commencement of every session, to render to the General Court a fair account, examined and approved by the Directors, of all the expenses and disbursements and of all the receipts and profits on account of said Prison, and a statement of its general affairs. And the said Warden shall give bond to the Commonwealth in the sum of twenty thousand dollars, with sufficient surety to be approved by the Governor and Council, and upon condition that said Warden shall faithfully perform all the duties incumbent upon him as Warden of said Prison.

SEC. 4. Be it further enacted, That the Governor, by and with the advice and consent of the Council, be and hereby is authorised to appoint and commission during pleasure, three discreet persons to be Directors of the State-Prison, who shall have power from time to time to appoint during pleasure, all such officers, agents and servants as they may deem necessary for the well ordering, upholding and maintaining of the State Prison,—to define their powers, and prescribe their duties, and to ascertain and fix their compensations, to make, ordain and establish all such rules, by-laws, orders, and regulations, not repugnant to the laws of the Commonwealth, as they may from time to time see fit, for the government and direction of the said Warden, and all other officers, agents and servants of said Prison, and as may be proper for the maintenance and instruction of the convicts,—and for the purchase of all ma-

terials, machines, tools and implements, provisions, medicines, and clothing for the use of the officers, and for the use of the convicts,-and for the sale and disposition of any articles, tools and manufactures which belong to said Prison;—and they have the sole and exclusive power of directing all matters and things relating to said Prison, the officers, agents and servants thereof, and all convicts therein, and as to the manner of keeping the books and accounts of said Prison, which books and accounts it shall be their duty from time to time to examine. They shall have power also, with the approbation of the Governor and Council, to make such additional buildings or alterations, within the bounds of the Prison, as they may deem necessary. And said Directors shall cause a copy of all by-laws, rules, orders and regulations, established by them, to be laid before the Governor and Council, at the next meeting after the adoption thereof, who may annul the same, or such parts thereof as they may think proper. And it shall be the duty of said Directors to meet together at the Prison statedly, once at least in every month, to attend to and inspect the concerns of the Prison, to cause a record to be kept of their doings, and by turns to visit the Prison at least three times in every week, for the purpose of seeing that the laws and regulations are duly observed, and of attending to the various concerns of the establishment.

SEC. 5. Be it further enacted, That the Governor, by and with the advice of the Council, be and hereby is authorized from time to time to draw his warrant upon the Treasurer of this Commonwealth, in favour of said Warden, for such sum at any one time as they may deem proper, for all monies which may be appropriated by the Legislature for the support of the State-Prison. And the Governor and Council for the time being, with the Justices of the Supreme Judicial Court be and hereby are constituted visitors of the State Prison, and it shall be their duty annually, and as much oftener as they may think proper, to visit the Prison, and to see that all laws and resolutions, by-laws and regulations made for the Government and upholding said Prison are duly observed and executed, and the Governor and Council are further from time authorized to raise, appoint and employ a military guard, to consist of such officers and privates as they may deem requisite for the safe keeping and employment of the convicts.

SEC. 6. Be it further enacted, That if any Director, the Warden, or any other person employed in the State Prison aforesaid, shall

fraudulently contrive, procure, aid, connive at or otherwise voluntarily suffer the escape of any convict therein committed under sentence of confinement as aforesaid, every such person on due conviction thereof in the Supreme Judicial Court, shall and may be punished by solitary confinement for a term not exceeding one year, and by confinement to hard labour, for a term not exceeding twenty years at the discretion of the said Court.

SEC. 7. Be it further enacted, That if the Warden or any other person employed as aforesaid, shall negligently suffer any convict committed and in custody as aforesaid, under sentence of solitary imprisonment, to be at large without the cell or apartment assigned to such convict, or to be there visited, conversed with, comforted or relieved, contrary to the rules and regulations of said Prison, or shall negligently suffer such convict, or any convict there committed under sentence of confinement to hard labour, to be at large without the precincts of the said Prison, or contrary to the rules thereof, to be out of close confinement, the Warden or any other person so neglecting his duty in the premises, being thereof duly convicted in the Supreme Judicial Court, shall be punished by a fine not exceeding five hundred dollars.

Sec. 8. Be it further enacted, That if any person shall forcibly or fraudulently rescue, or attempt to rescue any convict from the custody of any officer or other person authorised or employed by any warrant of commitment as aforesaid, or from the State Prison, or from any other prison or gaol where such convict may be lawfully committed, pursuant to any sentence of solitary imprisonment, or confinement to hard labour; or shall convey to any convict in custody or committed as aforesaid, or into said State-Prison, or any other prison, any tool, instrument, weapon or other aid, with intent to enable such convict to escape, or to procure the escape of any convict, whether such escape be effected or not, every person so offending, being duly convicted thereof before the Supreme Judicial Court, shall and may be punished by solitary imprisonment not exceeding one year and by confinement to hard labour not exceeding ten years; or at the discretion of the said Court, may be punished with a fine not exceeding five hundred dollars, and by binding to the good behaviour for a term not exceeding three years, according to the nature and aggravation of the offence.

SEC. 9. Be it further enacted, That if any convict committed to the said State Prison, under sentence of confinement to hard labour

during life, shall assault any Director, the Warden, or other person employed in the government thereof, or shall forcibly attempt to break from the said Prison, every such convict so offending, upon due conviction before the Supreme Judicial Court, shall and may be punished by solitary confinement not exceeding one year, at the discretion of the Directors, and shall be afterwards there holden in custody upon such former sentence; and every person being under confinement as aforesaid, who shall escape from said Prison, shall, for every such offence, be further sentenced to solitary imprisonment for a term not exceeding twelve months.

SEC. 10. Be it further enacted, That if any convict committed to said State Prison, under sentence for a limited time, shall assault any Director, the Warden or other person employed in the direction or custody of said State Prison, or shall attempt by violence to escape therefrom, every such convict so further offending, upon due conviction thereof before the Supreme Judicial Court, shall and may be punished by solitary imprisonment not exceeding one year, in addition to any former like sentence, or to precede the fulfilment of any former sentence to hard labour, as the case may be; and at the discretion of said Court, may be further punished by hard labour, for a term not exceeding ten years, to commence after such solitary imprisonment, or after any former sentence shall be fulfilled, as the case may be.

Sec. 11. Be it further enacted, That the Warden of said Prison shall have power to appoint a Deputy to execute any process to him directed, which Deputy may serve and return the same accordingly, and for whose acts and doings his principal shall be answerable, but such Deputy shall be further liable to such punishment as the Deputy Sheriffs are now liable to suffer for any misconduct in executing process. And the said Warden shall not be arrested upon mesne process, or upon any execution awarded upon judgment in any civil action.

Sec. 12. Be it further enacted, That the Warden aforesaid shall receive one thousand five hundred dollars annually in full compensation for all services by him rendered in that office, without any other support or maintenance whatever, and the Directors aforesaid shall receive the sum of three hundred dollars each, in quarterly payments, in full compensation for their services respectively.

Sec. 13. Be it further enacted, That from and after the first day of August next, the act entitled "An Act providing for the regulation of the State Prison in Charlestown," passed the fourteenth day of March, in the year of our Lord one thousand eight hundred and six, be, and the same is hereby repealed, saving always that all acts, matters, and things done under and pursuant to said act, shall remain as good and valid. And all Officers, Agents and Servants of the same Prison, who have been appointed or employed under the same, shall remain in their respective offices and places, until that time, and until others are appointed and employed in their places, in the same way and manner they would have done, had not this act been repealed.

JOSEPH STORY,
Speaker of the House of Representatives.

SAMUEL DANA,

President of the Senate.

Council Chamber, 21st June, 1811.

Approved, E. GERRY.

RULES AND ORDERS.

ESTABLISHED BY THE DIRECTORS OF THE STATE PRISON, CHARLESTOWN, (MASSACHUSETTS.)

Whereas by the "Act, providing for the Government and Regulation of the State Prison," authority is given to, and it is declared to be the duty of the Directors of said Prison, to make, ordain and establish all such rules, by-laws, orders and regulations (not repugnant to the laws of the Commonwealth) as they may from time to time see fit for the government of the institution.

In pursuance thereof, the Directors of the State Prison do make, ordain and establish the following Rules, Regulations and By-Laws, to have effect and be in force within the precincts of said Prison, until they shall be annulled by his Excellency the Governor by and with the advice and consent of Council, or until altered or repealed by the Board of Directors:—

ARTICLE I.

Of the Board of Directors.

SECTION 1. Stated meetings of the Board shall be held at the Prison on the first Wednesday in every month, at half past three o'clock, P. M. Two members will constitute a quorum. The Chairman of the Board or the Weekly Director, may call a special meeting when either of them may judge it to be necessary.

SEC. 2. At the first meeting of the Board, the Board shall choose a Chairman, and divide themselves into weekly committees, to consist of one of their members, whose duty it shall be to inspect into and to regulate the general concerns of the Prison during his week of duty; to see that the several officers are attentive and faithful in the discharge of the duties assigned them; to suspend any officer for negligence, except the Warden, until the pleasure of the Board can be known; to see that cleanliness, decency and order are every

where maintained; that the prisoners are kept at their work, yet treated with justice and humanity; to listen to their complaints and communications; to admonish the bad, applaud the good, and encourage all to amendment and reformation, and to give them such advice as may awaken virtuous sensibility and promote their moral and religious improvement.

- SEC. 3. Each Director shall make a report to the Board, at their monthly meetings, of any extraordinary circumstance which may take place relative to the concerns of the Prison during the week assigned to him.
- SEC. 4. The name of the Weekly Director shall be suspended in the Directors' room during his tour of duty, and the Clerk of the Prison shall notify in writing the succeeding Director on the Saturday of each week.

ARTICLE II.

Of the Warden and his Deputy.

- SECTION 1. The Warden shall visit daily every part of the Prison, the work-shops, kitchen and hospital, in order the better to detect any irregularities which may be committed by the convicts, or any neglect of duty of either of the subordinate officers of the Prison.
- SEC. 2. The Warden shall lay before the Directors in writing at every monthly meeting a written report of all matters and things which may require their advice and consideration, and also specify the number of convicts in the Prison, male and female, classing them under their different employments, how many have been received or discharged since the last return, the number sick, and of those confined in the solitary cells, designating those confined under sentence of Court, and those confined for irregularities; and also a list of those whose term of confinement will expire within the month, and their usual places of residence prior to their confinement, together with all occurrences which have taken place within the Prison since the last meeting of the Directors.
- SEC. 3. The Warden shall attend to the safe keeping of the convicts, and ascertain from the respective overseers that they have performed the task assigned to each of them; see that neither waste or embezzlement is committed, and that regular returns are made by the Overseers to the Commissary, of manufactured articles.

He shall also inspect into the moral conduct of the convicts; and shall have authority to punish offenders, by causing them to wear chains with or without clogs, by confinement in the refractory room, or in the solitary cells, and by reducing their usual allowance of food; but in all cases of punishment, he shall inform the Director of the week, who may mitigate or remit the punishment.

- SEC. 4. The Warden shall provide, and deliver over to the charge of the Commissary, collars and rings, to be worn by such of the prisoners as by their insubordination may be adjudged to wear them.
- SEC. 5. Weights and measures shall be provided by the Warden, and delivered to the Commissary, for the use of the Prison.
- SEC. 6. The Warden shall cause an enquiry to be made of the former occupations of the convicts, except such as are already engaged in established manufactures, so that they may be employed to the most advantage; and hereafter when convicts enter the Prison a similar enquiry shall be made, and in case a convict is desirous of having a particular employment assigned to him which is carried on within the Prison, it shall be permitted to him until the Board of Directors may order otherwise
- SEC. 7. Immediately upon the passing of these Rules and Regulations, the Warden shall collect, inventory and deliver over to the Commissary of the Prison for safe keeping under his direction, all the public property of any kind or nature whatsoever (household furniture excepted,) and take his receipt for the same, and hereafter as articles are purchased for the institution they shall be delivered over to the Commissary, to be by him accounted for.

ARTICLE III.

Of the Chaplain.

SECTION 1. The convicts in such numbers and under such restrictions as may be thought proper by the Warden with the concurrence of the Director of the week, shall attend divine service every Lord's day in the Chapel, and the Chaplain shall preach a sermon and perform other usual services, and in case of sickness or other unavoidable necessity, the Chaplain may employ a suitable substitute; the times of public worship shall be at five o'clock P. M. from the 20th of April to the 20th of September, and at noon for the remainder of the year. Strangers shall not be ad-

mitted within the limits of the Prison on Sundays, unless accompanied by a Director, or by the assent of the Warden and of the Chaplain.

Sec. 2. The Chaplain shall consider it to be his duty, as frequently as may be consistent with his other avocations, (and the ministers of the gospel of all religious denominations within the town of Boston and Charlestown are invited) to visit such convicts as are sick in the Hospital, to instruct them in their spiritual concerns, to distribute moral and religious books among them at his discretion; and to do all other things within his province which may aid the design of the government in reforming the convicts.

ARTICLE IV.

Of the Physician.

SECTION 1. The Physician shall visit the Prison at least twice a week, and as much oftener as the exigencies of the sick may require. He shall prescribe the regimen proper for each patient, and whenever he may deem it necessary, he shall report to the Director of the week, in writing, any temporary change of diet, dress or employment which the convicts' health may require to be adopted, consistent with the principles and objects of the institution.

- Sec. 2. An order in writing from the Physician for supplies in the Hospital department, shall authorise the Warden to procure the same, and the Warden by and with the advice and consent of the Director of the week may appoint from among the most orderly of the convicts a suitable number to be employed by the Physician as attendants on the sick.
- SEC. 3. It shall be the duty of the Physician to ascertain at each visit from the sick, whether the medicines and supplies ordered for their relief and comfort, have been faithfully administered to them, and in case he discovers any fraud or neglect he shall immediately report the same to the weekly Director.
- SEC. 4. The Physician shall record in a book to be kept for that purpose, the names of the sick, their ages, occupations and diseases, the commencement and duration of their maladies, and the termination of them, the number cured, relieved, or whose cases proved fatal; he shall also register the nature and quality of medicines administered: the diet and general regimen, as also the clothing, particularly prescribed by him and permitted by the Board.

- SEC. 5. The officer assigned to the care of the Hospital shall have in charge the beds, bedding, furniture and other supplies in that department, which shall be kept in good order, and never used for any other purpose; and he shall from time to time report to the Physician the names of such prisoners as require medical advice, and while the Physician is at the Hospital he shall order and accompany the prisoner to the room appropriated to receive medical assistance; and no advice or prescription shall be asked of the Physician, or made in the yard or work-shops, or in any other apartment, unless the convict is unable to attend at the Hospital room.
- SEC. 6. No Stranger (with the exception of the ministers of the gospel) shall be permitted to visit the Hospital, unless attended by, or with the special leave of the Physician, nor shall the convicts while convalescent, or those designated to nurse and attend the sick, have any connexion or intercourse with the other convicts on any pretence whatever.
- SEC. 7. Disobedience to an order of the Physician in the Hospital by any convict employed therein, will be punished in the like manner as if done in any other section of the Prison.
- SEC. 8. The Physician is requested from time to time to propose to the Board of Directors such regulations and improvements as may have a tendency to promote cleanliness, health, and the interest of the institution within his department.

ARTICLE V.

Of the Officers to be appointed, and their Duty.

SECTION 1. The Officers of the institution, until the farther orders of the Board, shall, in addition to the Warden and his Deputy, the Chaplain and Physician, be as follow, viz. One Keeper, two Turnkeys, one Commissary, one Clerk, one Door Keeper, and ten Watchmen, including two principal Overseers, who shall also be Watchmen.

Duties of the Keeper.

SEC. 2. The Keeper shall assist the Warden in the duties of his office when required, and in his absence shall exercise the powers and authority of the Warden; he shall have the particular charge of the hospital and of the female convicts under the Warden, and

see that these departments are conducted with order and propriety. The Warden and Keeper shall never be absent from the Prison at the same time.

- Sec. 3. The Keeper, besides attending to the safe keeping of the convicts as in the preceding section, shall carefully inspect into their moral conduct, and see that strict attention be paid to the regulations relative to cleanliness, industry, and sobriety. He shall see every prisoner in his custody at least twice in twenty-four hours, daily examine the rooms with a view to discover whether any attempts are made to escape, and that all the rules and regulations respecting the safety and police of the Prison are strictly complied with. He shall attend the convicts when at chapel, and at the distribution of their diet, and shall not be absent from the Prison, except by permission of the Warden, who it is expected will remain at the Prison during his absence.
- SEC. 4. The Keeper shall not permit any person to lodge or board in the Prison, except his family, and the Officers permitted by the Board of Directors, a list whom he shall from time to time present to the Commissary to be laid before the Directors at each monthly meeting.
- SEC. 5. The Keeper shall have the particular superintendance of that portion of the building which is assigned for the accommodation of the Officers of the Prison, and shall be responsible that the same is kept clean, and the furniture taken proper care of.
- Sec. 6. The Keeper is enjoined to inform the Warden and the weekly Director without delay, of any act of unfaithfulness in any and every subordinate Officer of the Prison, and of those who shall be guilty of profane or indecent language, of intemperance, of inhumanity to any convict, or of any other conduct contrary to the spirit of these regulations, or incompatible with the design of this institution, and the Keeper shall report daily to the Warden a state of the Prison as it relates to the convicts.
- Sec. 7. The Keeper shall make a daily requisition in writing on the Commissary for provisions for the convicts agreeably to the forms prescribed in that department; these requisitions shall be carefully filed by the Commissary and presented by him as the vouchers which will be required by the Directors to liquidate and adjust his amount: in like manner the Keeper shall make his requisitions on the Commissary for clothing and such other articles

as are allowed to the convicts, and the Commissary is hereby directed to procure and furnish the Keeper with the necessary blanks.

SEC. 8. The Keeper shall require from the Turnkeys a statement of the situation of the cells every morning before they are opened, and every evening after they are locked; after this report he shall himself examine into the correctness of the same; and the Keeper may require reports from the Turnkeys at other periods of the day when he may judge it to be necessary.

Sec. 9. A weekly arrangement shall be made by the Keeper every Monday morning, of the Watchmen, designating their particular stations, and hours of duty for the week, which shall be suspended in the Directors' room, and shall not be altered without the assent of the Warden.

ARTICLE VI.

Duties of the Turnkeys.

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Section I. A Turnkey shall be assigned to each wing of the Prison, whose duty it shall be to lock and unlock the cells, and daily to inspect them with regard to cleanliness and security, and to make a report to the Keeper of the same; they shall inspect into the clothing and bedding of the convicts in their respective divisions, and ascertain that the same are kept in repair, and changed at proper hours; one of them shall have the inspection of the Kitchen assigned him by the Warden, and the other of the Refractory Room, and they shall be each held to perform other services, at the discretion of the Warden, for the benefit and discipline of the institution.

SEC. 2. It shall be the duty of the Turnkeys to report the state of the cells to the keeper every morning before the opening, and every evening after the locking of them.

ARTICLE VII.

Duties of the Commissary.

Section 1. It shall be the duty of the Commissary, under the direction of the Warden, to receive, take care of, and account for, all provisions, stores, clothing, raw materials, manufactures, and every other species of property belonging to the institution of any kind or nature whatsoever (the household furniture after it has

been inventoried, and the furniture now in the cells, and the kitchen furniture excepted,) and to enter the same in books to be procured and kept for that purpose, in such form and under such regulations as may be prescribed by the Directors; and the same occasionally to issue out to the departments authorized to receive them: and also. to deliver out to the respective Overseers of the work-shops the raw materials to be manufactured; to open accounts with each of them for the same, and to receive back the articles manufactured; to receive from the Overseers or Turnkeys the clothing, bedding, &c. of convicts discharged from the Prison, after they have been washed and made ready for future use; to inventory, weigh, mark, arrange, and have in a marketable readiness, the property manufactured; to receive in charge the clothing of convicts on their entrance into the Prison, to mark and inventory the same, to be returned them when they may be discharged; and generally to take the special charge of reception and of delivery, of every article of any kind or nature whatever, which may be purchased for or used in the Prison, under such regulations as he may from time to time receive from the Directors; and he shall present monthly abstracts of his receipts and expenditures, and also have his books and accounts always ready and at hand to be laid before the Board, if required, at each of their monthly meetings; and they may be also inspected daily by the weekly Director.

- Sec. 2. The Commissary shall have constantly in readiness for inspection by the Director of the week, an exact account of the specific daily labour of each prisoner, as the same has been reported to him by the respective Overseers, and he shall lay an exact account thereof before the Board of Directors at their monthly meetings.
- SEC. 3. The Commissary will be held responsible to the Directors at each monthly meeting for the observance of all the forms prescribed to the respective Overseers in keeping their books, and in the adjustment of the same; and no excuse will be admitted from him, should he have failed to enter his complaint to the Director of the week against any officer neglecting to settle his actount with him weekly.

ARTICLE VIII.

Duties of the Clerk.

Section 1. The Clerk shall notify meetings of the Directors, keep a table of the hours when the convicts shall arise in the morning, attend public worship, receive their meals, commence and discontinue their daily labour, and retire to their cells; this shall be regulated at the monthly meeting of the Directors in March, June, September, and December, and the Clerk shall furnish the Warden with a copy of the same, and cause another copy to be suspended in the Directors' Room; he shall also keep a register of the names, ages, places of birth, usual residence, description of crime, the county where convicted, time of entry, duration of sentence, and other prominent circumstances, of all the convicts now in the Prison, and of those who may hereafter enter the same; and he shall aid and assist the Warden and the Commissary in keeping their books and accounts within those departments. He shall also record all the doings of the Directors, attend to the books of accounts of the institution, cause them to be all posted up and balanced on the last day of every month, and at each monthly meeting of the Directors present a trial balance of the same.

- SEC. 2. The Clerk shall attend the monthly meeting of the Directors, record and countersign all warrants of appointments to office, notify the person chosen, and be the official organ of communication of any rule, order or resolve of the Directors to any department of the Prison.
- SEC. 3. It shall be the duty of the Clerk to prepare agreeably to the forms prescribed by the Board of Directors, the books of the respective Overseers, and to have them ruled in conformity thereto.
- SEC. 4. It shall be the duty of the Clerk, (or the Chaplain,) to read to the prisoners the thirteenth article, except the fourth section, and the fourth section of the twelfth article, on the first Sabbath of each month in the chapel before divine service.

ARTICLE IX.

Duties of the Door Keeper.

SECTION. 1. The Door Keeper shall attend the doors leading from the house to the Prison, and the gate in the front yard, which shall never be opened without first notifying the Keeper, nor shall

they be opened after ten o'clock in the evening until day-light, from the twentieth day of September to the twentieth day of March in each year, nor after eleven o'clock for the other parts of the year, except in cases of sickness and alarm. In the absence of the Door Keeper, one of the officers of the Prison, specially appointed by the Warden or Keeper, may perform his duties.

SEC. 2. Whenever it may be necessary to open the gate in the front yard after dark, the Door Keeper shall notify the Keeper, who shall order one of the officers of the Prison to attend at the door of the Prison until the front gate is secured.

ARTICLE X.

Duties of the Watchmen.

SECTION 1. Four of the Watchmen shall be stationed on the walls of the yard, when the convicts are out of the cells: the others shall be employed in the work-shops, or such other places as the Board of Directors may order, in overseeing the convicts and keeping them at work; they shall assist the Turnkeys in searching the convicts on their return to their cells, and in locking and unlocking their cells when the convicts leave or return to them.

- SEC. 2. Two of the Watchmen shall be selected by the Warden as principal Overseers, who shall receive from and render to the Commissary a daily account of the specific labour of each convict under his care.
- SEC. 3. The Watchmen placed on the wall are not to suffer any of the convicts to continue behind the work-shops longer than there may be a necessity, and in case they discover any of them lurking there, they are to order them to repair to their work without delay, and in case they refuse, they are to cause the Keeper to be informed thereof directly.
- SEC. 4. The Watchmen while parading on the walls, are to observe the conduct of the convicts in the yard; they are to forbid any conversation, or appearance of combination, and if they discover any they must report the same, with the names of the convicts, to the Keeper without delay.
- Sec. 5. Fines not exceeding five dollars for each offence may be assessed by the Directors on the Watchmen for negligence, and deducted from their monthly wages.

ARTICLE XI.

Combined Duties of Officers.

- Section 1. The Keeper, Turnkeys, and Door-keeper, shall be considered as the guard of the house, and as many of these as the Warden may judge necessary shall always be present; but the Watchmen not on duty are not permitted to be in the House except at their meal times, while the convicts are employed in the workshops or yard; and the Keeper is specially enjoined to cause this regulation to be strictly carried into effect.
- SEC. 2. The Turnkeys and Watchmen shall perform the duties of a night watch, two of whom in rotation shall be assigned to that service by the Warden from sun setting to sun rising, and they shall keep in a situation to examine the yards and avenues of the Prison. Every Monday a weekly list shall be made out and delivered to the Clerk, who is to cause the same to be suspended in the Directors' Room, of the allotment, made for the ensuing week of this duty.
- Sec. 3. In case of insurrection in the Prison, or an attempt of the convicts or any one of them to escape, it is made the duty of the several officers, and of the Watchmen on the walls, to prevent it by all the means in their power, and should any convict attempt to force the gates, or scale the walls, the watchmen must prevent the accomplishing of this object, however disagreeable the consequences.

ARTICLE XII.

Of the General Police and Safety of the Prison.

- SECTION 1. Each of the Officers of the Prison shall be furnished with a gun, bayonet, the necessary accountrements, and a cartridge box containing at least twelve cartridges with balls, and a strong heavy cutlass to be kept in good order in a safe and convenient place for use, in cases of insurrection of the convicts, and when self defence becomes indispensable.
- Sec. 2. The Alarm Bell shall be rung only in cases of fire in the Prison, insurrection among the convicts, or when foreign aid may become necessary.
- SEC. 3. No Keeper, Under Keeper, Assistant, or other officer, shall sell any thing belonging to the Prison, nor buy, sell or barter

any article by which profit may be derived, nor hold any unnecessary intercourse with the prisoners; nor shall they take or receive to his or their use any fee, gratuity or emolument from any person whomsoever committed to their custody, nor from any of their relations or friends, nor from any person who visits the prison.

SEC. 4. To prevent as far as possible intercourse with the convicts from abroad, to seclude them from the world, and thereby to leave them, as far as it is practicable, to their own reflections, to profit by the lessons of morality and religion bestowed on them while in confinement, that when they again return to society they may be improved in their minds and dispositions, it is important that as few visitors as possible be admitted within the precincts of The Warden, and in his absence the Keeper shall the Prison. therefore suffer no person to be admitted within the Prison or its inclosure except those employed there, the Supreme Executive, President of the Senate, Speaker of the House of Representatives, Judges of the National Courts and Supreme Court of this Commonwealth, the Attorney and Solicitor General, and the Attorney of the District, the Sheriffs of Suffolk and Middlesex, Ministers of the Gospel of the towns of Boston and Charlestown, the President of Harvard College, medical gentlemen and strangers accompanied by the Physician; and on Saturdays from three o'clock to five o'clock in the afternoon such persons as may obtain a permit in writing from one of the Board of Directors: the last class shall not be permitted to speak to a convict without a special licence from a Director or the Warden; nor will any person be permitted to see a prisoner while in solitary confinement on any pretence whatever.

SEC. 5. The Warden may however once in three months permit the wives, parents, brothers, sisters and children of convicts to see and to converse with them in presence of an officer to be designated for that purpose, provided the convict has not during that time been guilty of any irregularity, and has also conducted himself to the acceptance of the Warden and other officers of the Prison: and the Warden shall strictly guard against the admission of all kinds of spirituous liquors and every other improper article to the convicts.

SEC. 6. No prisoner shall be allowed an evening light in his room, or the use of pen, ink, or paper, but by the special permission of the Warden or the Weekly Director, and no letter shall be

sent from or received by any convict until the same has been inspected and approved by one of the Board of Directors.

- SEC. 7. Every convict on leaving his work for the night shall be strictly searched by the Overseer under whose inspection he has been employed, and on entering the cell by the officer who shuts him up, after which every lock shall be carefully inspected by the Turnkeys and reported by them to the Keeper.
- SEC. 8. When a prisoner escapes the Keeper shall without delay inform the Warden in writing of the circumstances of the case, with the names of the Watchmen under whose care he was, and the Warden shall in like manner inform the Director of the week, who shall thereupon call a special meeting of the Board, and an enquiry shall immediately be had, and if it shall appear that the same was the effect of negligence or improper conduct on the part of any person or persons employed in the Prison, he or they so offending shall be directly displaced from office.
- SEC. 9. No prisoner shall be permitted to work for any of the officers of the Prison, except by permission of the Weekly Director in writing, which permit shall be presented to the Board by the Warden at their monthly meeting; and it shall be considered a high breach of these Rules and Regulations if any officer employ a prisoner on private work without such consent.
- SEC. 10. The hours the convicts shall be taken from and returned to their cells, receive their meals, and the particular forms to be observed at these periods, together with the rules and orders for preserving cleanliness as they shall be regulated by the Board of Directors, shall be suspended in the Directors' room, and are not to be departed from except in cases of extreme necessity, by the leave of the Director of the week on an application in writing from the Warden.

ARTICLE XIII.

Of the Prisoners.

SECTION. 1. Prisoners must be informed by the Keeper, on their entering the Prison, that a quiet and ready obedience to the Rules and Orders made for the government of the Prison, and submission to the officers thereof, their industry and the faithful manner they execute the daily task assigned them, will be their only claim to any favour within the power of the Directors to grant, that this

obedience and submission are indispensably required of all the prisoners, and that all insolence and ill language, and all obstinate and refractory behaviour will subject the offender to punishment.

- Sec. 2. When a convict enters the Prison the Keeper or Turnkey shall convey him to the Reception room, and cause the whole of this article to be read to him; his hair shall then be cut short, he shall wash himself, be shaved, and have delivered to him a suit of Prison clothing; an inventory shall be taken of the clothing he brought into the prison by the convict: the Keeper shall then ascertain and note in writing from the prisoner the place of his birth, the usual place of his residence, his age, occupation, names of his parents, his height, complexion, and such other circumstances as in the event of his escape or death might hereafter be useful. The prisoner shall be allowed twenty-four hours to choose the particular species of labour that he wishes to be allotted him, which, if approved by the Warden and recorded by the Clerk, shall not be changed but by the order or assent of a Director.
- SEC. 3. It is required of the convicts that they attend all appointed religious services, that they pay a decent regard to the Chaplain, and that during divine worship, they behave with reverence and decorum; all instances of irreverent or improper behaviour shall be reported by the Chaplain to the Warden, who shall inflict such punishment on the offenders as may be permitted by these Regulations.
- SEC. 4. Male and female convicts are to lodge, eat, and be employed in separate apartments, and have no intercourse with each other.
- SEC. 5. The prisoners, except such as shall be exempted from labour by the Physician or are sentenced to solitary confinement, shall be kept constantly employed under the direction of the Warden, in such kind of hard labour as shall be ordered by the Board of Directors. No work shall be carried on in the rooms or entries of the Prison, nor shall the convicts be permitted to converse with each other while at work, and they shall never be left in the yard or the apartments of the workshops without an officer or one of the Overseers.
- SEC. 6. The convicts who distinguish themselves by their attention to cleanliness, sobriety, quiet submission and respectful behaviour to the officers, and industry and faithfulness when at work shall be reported to the Board of Directors by the Warden, that

they may receive from them such encouragement and indulgences as may be deemed consistent.

SEC. 7. If any prisoner shall refuse to obey the orders of the officers or the Rules and Regulations of the Board of Directors, or shall strike, threaten, or forcibly resist the officers, or shall be guilty of profane cursing or swearing, of disrespectful behaviour in the chapel, or shall assault, quarrel with, use abusive language, or shall game with or defraud any of his fellow prisoners, or shall attempt to escape, or shall conspire with any person so to do, or shall wilfully waste, spoil, damage or destroy any goods committed to him to manufacture, or the beds, bedding, clothes or utensils of the Prison, he shall be punished by the Warden by being obliged to wear a chain with a clog at one end, or an iron collar, or both, with confinement while at labour in the Refractory Room, or with confinement on bread and water in the solitary cells, until liberated by the Director for the week to whom report shall be made of the nature and aggravation of the offence.

SEC. 8. Prisoners while wearing chains for insubordination shall be confined during the night in solitary cells, when the situation of the Prison will permit, and cannot afterwards write to, or receive any letter or information from their relations or friends until they are restored to favour by the Director of the week.

ARTICLE XIV.

Of Cleanliness.

SECTION 1. The convicts being prepared as directed by Section second, Article XIII. shall be clothed in a shirt, a short jacket with sleeves, and trowsers of strong and cheap materials, one half red and the other half of a blue colour; they shall also be furnished with shoes, socks and a hat or cap, and they shall not sleep in any other clothing than their shirts; they shall have a crib, straw bed, and pillow, two blankets, and a seat or stool, and no other article shall be permitted in the cells; the beds and bedding shall be exposed in the air one day in every week; the cells and entries shall be whitewashed at least every year, and every kind of filth shall be carried without the walls daily and burnt. The convicts shall wash their faces and hands and comb their hair every morning, be shaved twice a week have their hair cut once a month, and change their shirts once a week.

- SEC. 2. The floors of the cells and the entries shall be swept every morning, washed once a week in summer, and once a fortnight the remainder of the year.
- SEC. 3. No hogs, dogs, pidgeons or poultry shall be kept within the walls of the prison, or the lands appertaining to the same.
- SEC. 4. The attendants in the Hospital shall air the beds and bedding every day when in use and the weather will permit, change the sheets at least once a week, sweep the rooms twice a day, and pay the strictest attention to cleanliness, and perform all the duties required of them by the physician.

ARTICLE XV.

Of the Diet of the Prisoners.

Section. 1. The diet of the prisoners will be as follows:-

Monday,
Thureday,
and
Sunday.

Breakfast and Supper—Three gills of Indian meal made into hasty pudding, half a gill of molasses, and half a pound of coarse bread.

Dinner—Three quarters of a pound of coarse meat or offal made into soup, half a pint of potatoes, and half a pound of coarse bread.

Tuesday, and Dinner—One quarter of a pound of salted pork, half a pint Friday.

Breakfast and Supper the same.

One quarter of a pound of salted pork, half a pint of peas or beans, and half a pound of coarse bread.

Wednesday
and
Saturday.

Breakfast and Supper the same.
Dinner—Half a pound of salted fish with one ounce of butter
or hogs' lard, and half a pound of coarse bread, and a pint
of potatoes.

The ordinary drink of the prisoners shall be water; but such as are employed at the hardest labour may be indulged with small beer at the discretion of the Warden, subject to the orders of the Board of Directors: and the Warden may also direct the Commissary to vary the breakfast and supper on Sundays, to two gills of rice and half a gill of molasses, with half a pound of coarse bread.

SEC. 2. The convicts in the hospital will be regulated in their diet and regimen by the Physician, who will transmit through the officer entrusted with the superintendence of that department, his instructions to the Commissary, which he will comply with for every article either for diet, regimen, or medicine.

GENERAL AND CONCLUDING REMARKS TO THE OFFICERS.

THE great objects contemplated by the government in the establishment of the State-Prison were safety to the State, and reformation in the future conduct of those unfortunate characters wino might be confined within its walls; to second these important views, it becomes its officers, however subordinate their situation, to conduct themselves in the discharge of their duty with alertness, vigilance, and decision, yet with moderation and compassion; while firm, dignified and resolute toward the convicts they should be mild and conciliatory, taking care not to treat them with harshness, cruelty or caprice, nor thwart or irritate them on trivial matters, but on all occasions while they make themselves feared by the convicts they should endeavour to gain their respect and affection; they ought, however, to be always on their guard against their machinations, prompt and decided in reporting to the Keeper, the Warden or the Director of the week the slightest deviations from any of the Rules and Regulations of the Prison, and suffer no impropriety of conduct, however trivial, to pass without animadversion, inasmuch as the slightest negligence might lead to greater offences and eventually be attended with the most fatal consequences:-in the discharge, therefore, of their duty they should be calm and inflexible, without anger or passion, so that they may convince the offender that they act not from vengeance or tyranny, but from justice and necessity. As the convicts are punished for indecent language and behaviour, it is expected those intrusted with the management of the Prison will wholly abstain from impropriety of speech and conduct; for it would be in vain to expect good manners in the convicts if those who are set over them exhibit examples of vices they are required to chastise and correct.

The Board of Directors do therefore feel it to be their duty when they establish the aforegoing Rules, Regulations and Orders, to express to the officers intrusted with the Prison, that each and all of them must be literally carried into effect by the several departments, as they will have to notice and check the smallest deviation from them.

APPENDIX.

The Legislature at their last session deemed it necessary that a change should be made in the system of the State-Prison. The expenses of this institution had hitherto exceeded all anticipation, and the unceasing exertions of former Boards of Visitors had failed to make any essential diminution. In a report by a Committee of the Legislature it is remarked that "there is found to be but one statute on this subject," and that in all future arrangements, "much must depend on the wisdom of the regulations for the internal management, on the choice of employment for the convicts, and on the man who shall be placed at the head of the institution."

As the result of five years experience the Legislature passed the law which is prefixed. The Directors appointed by the Governor in pursuance of its provisions have established the foregoing Rules and Regulations for "the internal management of the Prison," in which they have been assisted by reference to the laws of all similar institutions of the United States, by the labours of their predecessors in this place, and by the anxiety and interest which they feel in the success of this establishment and their most earnest wishes that it may meet the expectation of the public.

Some causes have however existed to increase the expenses of this establishment that are not perceived in similar institutions of Philadelphia and New-York; by the new law these are partially remedied, but the local circumstances of the State prevent their entire abolition; the first is the expense of transporting convicts from distant counties to the Prison; it has in many instances been found that where the term of imprisonment was short the convict could have been subsisted during the whole time at less

expense than the costs of bringing him to the State-Prison. It is not exactly known what mode is pursued in New-York and Philadelphia in this respect; but the records of the former Prison shew that more than one half the prisoners were convicted in courts held in the cities of Albany and New-York; hence a great portion of our expense is never incurred. It is hoped that under the new system adopted in the present law a large portion of this charge will be prevented.

Another cause of unprofitable expense is the long duration of solitary confinement. Many convicts have been sentenced by the Courts to the cells for one year and for other long periods of time. Without expressing an opinion on the wisdom of such severity, which perhaps as the laws now are the Judges cannot avoid, it will be apparent that a convict so situated is a charge on the institution without the chance of remunerating government for the expense. It is believed this mode of punishment is never actually inflicted in other similar prisons for longer term than a few days, except for disorderly conduct within the walls.

That the convicts have not hitherto been always judiciously employed is probably true, and the excuse is to be found in the novelty of the institution and the inexperience of its subordinate officers. Several branches of business formerly carried on, such as plating, whitesmith, and harness making, will henceforth be discontinued, and those adopted which require more labour and less capital.

There has at times been a deficiency of suitable work. The Directors hope to remedy this evil by contracting with manufacturers and others for the employment of any number of convicts that may be found convenient; and they seriously invite the attention of those who want any quantity of coarse work to be done, to reflect on the advantage to themselves and society of engaging it at this institution. From the diet and regimen of a Prison the labour of convicts can be afforded at a comparatively small expense. Many contracts for heavy work, and some that required much ingenuity, have been performed here to the mutual advantage of the individuals and the State.

From past experience, the benevolent and humane have much to gratify their feelings in this institution. While it is melancholy to find so many of our fellow beings lost to honesty and virtue, as to be sentenced to this house of punishment, it is a solace of incalculable value to find that here they are well taken care of, sufficiently though coarsely clad and fed, that in the regular rotine of labour, they acquire counter habits to their former lives of idleness and profligacy, and are favoured with a steady attention to their moral and religious conduct and conversation, and that all which human benevolence can accomplish is here industriously and anxiously applied that there may be "joy in heaven over one sinner that repenteth."

With the heartfelt desire of aiding in the honourable and Christian views of the government, the present Directors have undertaken to perform the arduous duties assigned them by the Executive. In their regulations respecting visitors they have been governed by a knowledge of the evil which a promiscuous admission of company occasions. They hope in this and their other regulations to receive the support of their fellow citizens, and they sincerely desire that the blessing of providence may aid their humble exertions for the welfare of those unfortunate beings whose depredations on society have subjected them to the discipline of the Prison; and that those who are restored to society, as well as such who are condemned to pass their miserable lives in penitence and labour, may have reason in another and a better world to bless the authors of this institution.

3

Charlestown, 2d August, 1811.

א זמ מינ

	To Aug. 1, 1811.	1810	1809	1808	1807	1806	1805	Years.	
428	38	86	94	84	50	42	34	MALES.	
14	co	-	-	4	Cr			FEMALES.	
	27	49	63	42	32	26	C4 C4	Larceny.	
		10	23	-	6			Assault.	
						63		Fraud.	
		အ		10				Shop Breaking.	
			ы	4	63	-		Horse Stealing.	
	4	6	00	co	7	4	Ut.	Forgery.	CRI
	1	4		9	ယ	63		Burglary.	CRIMES.
	co			63			co	Arson.	
		တ		-				Robbery.	
	Or	20	20	22	4	6	4	Counterfeiting & passing counterfeit money	
					1	-		Manslaughter	
	-							Malicious Mis- chief	
78	4	14	15	14	17	00	6	Foreigners.	Forn
159	13	32	39	53	16	=	10	Other States.	Former Hab
205	24	41	41	36	22	23	100	Massachusetts.	abitancy.
	442	24 Castine.	24 Augusta.	4 York. 18 Portland.	31 Lenox.	6 Taunton.	22 Concord.	133 Boston. 34 Cambridge. 28 Salem. 17 Ipswich. 8 Plymouth.	Where convice

Total 442.

•	
Of the whole number admitted	3,
35 are for life,	1 for 3½ years,
1 for 25 years,	75 3 do.
1 18 do.	2 . 2½ do.
1 17 do.	79 2 do.
1 12 do.	14 18 months,
16 10 do.	1 21 do.
4 9 do.	1 15 do.
6 8 do.	94 12 do.
9 7 do.	7 9 do.
15 6 do.	17 6 do.
27 5 do.	2 4 do.
31 4 do.	2 3 do.
	-
Of the whole number there has	ve been discharged,
By the expiration of the	_
By Pardon,	40
Escaped, and not retake	
Died,	
Shot, attempting to esca	
Remaining in the Prison	
	Total, 442
	-
Employment on the	31st July, 1811.
49 making Nails and Spikes,	7 Weavers,
12 heading Nails,	1 Barber and Gardener,
7 Blacksmiths,	1 Brewer,
4 Turning and Filing.	2 Assorting Nails and Spikes,
9 Screw Making,	9 Cooking for Prisoners,
24 Stone Cutting,	4 do. for Officers,
21 Shoe Makers,	2 Attendants in the Yard,
1 Brush Maker,	5 in Female department Sew-
1 Painter,	ing, &c.
5 Tailors,	8 in Hospital,
5 Carpenters,	5 in Solitary Cells,
2 Coopers,	10 Picking Oakum.
	104
	194
Damainina	in Duisen
Remaining	
1806, December 1,	- 64
1807, do.	99
1808, do.	- 148
1809, do	204
1810, do.	211
1811, August 1,	194
Average number a	it one time, 162.

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